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**\*E-FILED - 12/7/10\***

Attorneys for Defendant Gabriel Medina-Morales

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

GABRIEL MEDINA-MORALES,

Defendant.

CASE NO: CR 09-00425-01 RMW

STIPULATION FOR JOINT REQUEST  
TO CONTINUE HEARING TO  
DECEMBER 13, 2010 &  
ORDER RE SAME.

The parties, Plaintiff United States of America and Defendant Gabriel Medina-Morales, hereby stipulate to request that the Court continue the sentencing hearing in this case from October 18, 2010 to December 13, 2010, at 9:00 a.m., before the Honorable Ronald M. Whyte, Judge of the United States District Court for the Northern District of California. This request for a continuance is necessary for the Defendant's forensic expert to complete his work, which relates to sentencing factors affecting Mr. Medina-Morales' sentence. Federal Probation Officer Aylin Raya is available on that date.

DATED: October 14, 2010

/S/  
JERRY Y. FONG, Attorney for  
Defendant GABRIEL MEDINA-MORALES

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4 DATED: October 14, 2010

/S/  
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DAVID PAXTON, AUSA for  
Plaintiff UNITED STATES OF AMERICA

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7  
8 □ ORDER

9 Pursuant to the parties' stipulation and good cause appearing herein, it is hereby  
10 ordered that the sentencing hearing for this case shall be continued from October 18, 2010  
11 to December 13, 2010, at 9:00 a.m. It is so ordered.  
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15  
16 DATED: 12/7/10

*Ronald M. Whyte*  
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JUDGE OF THE UNITED STATES  
DISTRICT COURT